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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

WILLIAM J. BERRY, JR.; CYNTHIA  
FALLS; SHANE KAUFMANN.

## Plaintiffs.

VS.

DESERT PALACE, INC. d/b/a CAESARS  
PALACE; et al..

### Defendants.

Case No.: 2:17-cv-00019-APG-BNW

**STIPULATION AND REQUEST  
FOR AN ORDER REGARDING  
PLAINTIFFS' SUBMISSION OF A  
REPLACEMENT BRIEF FOR  
THEIR SUPPLEMENTAL  
BRIEFING IN SUPPORT OF  
THEIR OPPOSITION TO  
DEFENDANT'S MOTION FOR  
SUMMARY JUDGMENT BASED  
ON NEWLY PRODUCED  
DOCUMENTS [ECF NO. 136]**

IT IS HEREBY STIPULATED AND AGREED among Plaintiffs WILLIAM J. BERRY, JR., CYNTHIA FALLS, AND SHANE KAUFMANN (“Plaintiffs”) and Defendant DESERT PALACE, INC., d/b/a CAESARS PALACE (“Defendant”), that Plaintiffs be permitted to file a replacement to ECF No. 136, which is “Plaintiffs’ Supplemental Briefing In Support of Their Opposition to Defendant’s Motion for Summary Judgment Based on Newly Produced Documents.” ECF No. 136. This

1 replacement is requested because in filing their original supplemental brief on August 22,  
2 2019, Plaintiffs incorrectly sought leave to file Exhibit 61 (Emails) and Exhibit 62  
3 (Janiga's 2014 Tabulations) under seal. This new replacement supplemental briefing  
4 includes all of the exhibits properly categorized and properly redacted pursuant to the  
5 agreement between counsel with respect to sensitive and/or proprietary information.

6 The parties respectfully make this request pursuant to the Protective Order  
7 Regarding Confidential Discovery Materials [ECF No. 43], and submit that good cause  
8 exists for these minimal redactions in order to protect private, confidential, or proprietary  
9 information about Caesars Palace employees. By agreement, the redactions found in the  
10 replacement exhibits are limited to Caesars employees' personal phone numbers and the  
11 previously redacted (by Caesars) customer information.

12 DATED this 1st day of October, 2019.

13 **MAIER GUTIERREZ & ASSOCIATES**

14 /s/ Danielle J. Barraza  
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DATED this 1st day of October, 2019.

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*Attorneys for Defendant Desert Palace,  
Inc. d/b/a Caesars Palace*

25 **ORDER**

26 **IT IS SO ORDERED.**

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UNITED STATES DISTRICT JUDGE  
Dated: October 1, 2019.